IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SEVENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MS JUSTICE G.ROHINI**

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**WRIT PETITION NO : 1824 of 2005**

Between:

1.Nara Sheshaiah S/o. Seetharamaiah R/o. Lingampally,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
2.Nomula Subbamma D/o. Sheshaiah
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
3.Tanneeru Ramanamma S/o. Venkateshwarlu
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
4.K. Niranjanamma W/o. Pedda Narasimha
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
5.Seethamma W/o. Ramaswamy
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
6.B. Lakshmi W/o. Narasimha
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
7.Biravi Sugunamma W/o. Brahmaiah
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
8.Maddela Varalakshmi, w/o Yadaiah,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
9.Yeddula Venkatamma, w/o Papaiah,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
10.Maddela Bakkama, w/o Komaraiah,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
11.Matta Yashodha, w/o Butchaiah,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
12.B.Ramanarsamma, w/o Hanumanthu,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
13.Kumaraboina Vasantha, w/o Ganapathi,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
14.Kumaraboina Lalitha, w/o Bikshapathi,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
15.V.Laxmamma, w/o Kondaiah,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
16.P.Balapeeramma, w/o Krishnaiah,

R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
17.Kundu Nirmala, w/o Raju,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
18.G.Laxmamma, s/o Somaiah,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
19.V.Tirupathamma, w/o Kurmaiah,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
20.Ch.Suguna, w/o Kurmaiah,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
21.S.Bheemamma, w/o Pedda Chennaiah,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
22.Lakshmi, w/o Gopal,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
23.V.Sudha, w/o Ramulu,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
24.V.Chennakistamma, w/o Chendraiah,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
25.S.Balakistamma, w/o Yerraiah,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
26.Balamma, w/o Laxmaiah,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
27.Bandari Shivamma, w/o Chittibabu,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
28.K.Poshamma, w/o Masaiah,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
29.B.Renamma, w/o Ramulu,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.
30.G.Nagamma, w/o Shivaiah,
R/o. Masthan Nagar, Sarilingampally (M) Ranga Reddy District.

**..... PETITIONERS**

AND

1 The District Collector, Ranga Reddy District.
2 The Revenue Divisional Officer, Chevella Division, R.R.District.
3 The Mandal Revenue Officer, Serilingampally (M), R.R.District.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ or direction preferably writ of mandamus declaring the inaction of the respondents in finalizing the issue of house site patta to the petitioners and other eligible persons on the basis of proceedings initiated by the 3rd respondent in Letter No.B/365/98 dated 18-3-2002 in respect of land in Sy.Nos.322 to 328 of Chandanagar, (Papireddynagar) and in Sy.No.195 of Nallagandla (V) of Serilingampally (M), R.R.District, as illegal, arbitrary and contrary to Public Policy and consequently direct the respondents to finalize the issue of house site patta to the petitioners and other eligible persons and pass such other or further orders as this Hon'ble Court deems fit and proper in the circumstances of the case.

**Counsel for the Petitioners: MR.KOWTURU VINAYA KUMAR**

**Counsel for the Respondents: GP FOR REVENUE**

**The Court made the following:**

**ORDER:**

The petitioners, 30 in number, filed this writ petition aggrieved by the alleged inaction on the part of the respondents in finalizing the issue of house site pattas to the petitioners and other eligible persons on the basis of the proceedings of the third respondent dated 18.03.2002 whereunder the request of the petitioners for grant of house site pattas in the vacant land situated in Survey Nos.322 to 328 of Chandanagar (Papireddynagar) and in Survey No.195 of Nallagandla Village of Serilingampally Mandal, Ranga Reddy District was recommended and the list of beneficiaries was also communicated.

The case of the petitioners is that in spite of the fact that the said report was submitted by the Mandal Revenue Officer as long back as on 18.03.2002, no further steps have been taken so far.

However, the learned Government Pleader for Revenue appearing for the respondents, under instructions, states that in pursuance of the report of the Mandal Revenue Officer, dated 18.03.2002 as forwarded by the Revenue Divisional Officer vide Lr.No.D/1141/2002 dated 20.11.2002, the matter has been taken up for further enquiry and it was found that no vacant Government land free from encroachment or litigation is available in Serilingampally Mandal to accommodate the eligible beneficiaries in Survey Nos.322 to 328 of

Chandranagar Village and in Survey No.195 of Nallagandla or anywhere else and therefore the request of the petitioners has not been considered and a report to that effect was also submitted to the Collector vide Lr.No.B/365/1998 dated 08.08.2003 and consequently, the Government vide Memo No.2700/HBH (1)/2004-1 dated 17.11.2004 has decided not to issue house site pattas to any individuals in the urban Mandals. In the circumstances, the learned Government Pleader states that there is no possibility for issuing the house site pattas as claimed by the petitioners.

The submissions of the learned Government Pleader have been placed on record and the writ petition is disposed of with a direction to the respondents to communicate the decision of the Government to the petitioners, within a period of four weeks from the date of receipt of this order, in which event, it is open to the petitioners to work out the appropriate remedy as available under law. No costs.

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07.02.2005

Note: Issue CC in one week

(b/o)

VGB

To

1 The District Collector, Ranga Reddy District.
2 The Revenue Divisional Officer, Chevella Division, R.R.District.
3 The Mandal Revenue Officer, Serilingampally (M), R.R.District.

4 2CCs to the G.P. for Revenue, High Court Buildings, Hyderabad (OUT)

5 2CD copies.